



Appl. No. 09/874,022

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Edecker, A., et al.
Appl. No.: 09/874,022
Conf. No.: 6765
Filed: June 5, 2001
Title: NETWORKED COMPUTER SYSTEM FOR COMMUNICATING AND
OPERATING IN A VIRTUAL REALITY ENVIRONMENT
Art Unit: 2141
Examiner: Shingles, Kristie D.
Docket No.: 112463-003

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUPPLEMENTAL RULE 131 DECLARATION OF ALL INVENTORS

We, Ada Mae Edecker, Anatoly P. Syomik, and Alex Siyanko hereby state as follows:

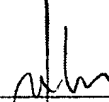
1. Ada Mae Edecker is currently employed as the Chief Executive Officer of Xdyne, Inc., the assignee of the above-referenced patent application.
2. Ada Mae Edecker currently owns approximately one-third of the Xdyne, Inc. stock.
3. Xdyne, Inc. is currently developing virtual reality software.
4. We are all named inventors in the above-reference patent application, which includes the currently pending claims.
5. The Office Action dated July 19, 2005 rejected the currently pending claims based on Glezerman (U.S. Publication 2003/0207237) and/or Whitfield (U.S. Publication 2002/0002491).

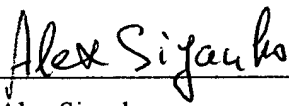
6. Glezerman (U.S. Publication 2003/0207237) was filed on April 3, 2001.
7. Whitfield (U.S. Publication 2002/0002491) was filed on April 17, 2001.
8. As demonstrated below, we conceived of the invention disclosed and claimed in the above-referenced patent application at least as early as April 2, 2001, and worked diligently to reduce it to practice from at least that date until the above-referenced patent application was filed on June 5, 2001.
9. On April 2, 2001, Ada Mae Edecker received a letter and a third draft (Exhibit A – portions redacted) of the patent application from our attorneys at Bell, Boyd & Lloyd, LLC. The April 2, 2001 draft of the patent application demonstrates that we conceived of the currently claimed invention at least as early as April 2, 2001. A copy of the letter is not included herein to maintain the attorney-client privilege.
10. After Ada Mae Edecker received the third draft of the patent application on April 2, 2001, we continued to diligently work toward filing the patent application with the U.S. Patent and Trademark Office on June 5, 2001 by reviewing documents associated with the patent application and conversing with our attorneys at Bell, Boyd & Lloyd, LLC as demonstrated at least by the following milestones.
11. On several different days between April 2, 2001 and May 3, 2001, we and our attorneys at Bell, Boyd & Lloyd revised the text of the patent application. Although the invention was fully conceived at least as early as April 2, 2001, significant and time consuming editorial changes were made to the patent application between April 2, 2001 and May 3, 2001. A copy of the text of the patent application with the changes between the April 2, 2001 version and the May 3, 2001 version highlighted is attached as Exhibit B. This work was a collaborative effort between several different people in different geographical locations thereby adding to the time required to make these changes.

12. In addition to the changes made to the text of the patent application, Ada Mae Edecker e-mailed revised drawings for the patent application to our attorneys at Bell, Boyd & Lloyd, LLC on April 11, 2001. A copy of the e-mail is not included herein to maintain the attorney-client privilege. However, the final version of the drawings appears in the patent application as filed.
13. On May 3, 2001, Ada Mae Edecker e-mailed multiple corrections associated with the draft patent application to our attorneys at Bell, Boyd & Lloyd, LLC. A copy of the e-mail is not included herein to maintain the attorney-client privilege.
14. On May 15, 2001, Ada Mae Edecker received a letter and a final draft (Exhibit C) of the patent application from our attorneys at Bell, Boyd & Lloyd, LLC. This draft included the necessary corrections. A copy of the letter is not included herein to maintain the attorney-client privilege.
15. On May 29, 2001, Ada Mae Edecker received an e-mail message enclosing an assignment (Exhibit D) document from our attorneys at Bell, Boyd & Lloyd, LLC. A copy of the e-mail message is not included herein to maintain the attorney-client privilege.
16. On June 5, 2001, the patent application was filed.

We understand that willful false statements and the like are punishable by fine and/or imprisonment under §1001, Title 18 of the United States Code and that any such willful false statement may jeopardize the validity of this application and any patent resulting therefrom.

By:  Date: 12-02-2005
Ada Mae Edecker

By:  Date: 12.01.2005
Anatoly P. Syomik

By:  Date: 12.1.2005
Alex Siyanko